

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 14, No. 45

November 9, 1995

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Kansas Advocacy and Protective Services, Inc.

Notice of Meeting

The Kansas Advocacy and Protective Services will conduct a meeting of the Protection and Advocacy for Individuals with Mental Illness Advisory Council at 3 p.m. Wednesday, November 15, at the Washburn Law School, Room 159 (basement of the Law Clinic), 17th and MacVicar, Topeka. Opportunity is provided for oral or written public comment on the priorities established by and activities of the protection and advocacy system. For more information, call (913) 776-1541.

James L. Germer Director

Doc. No. 016973

State of Kansas

University of Kansas Medical Center

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Tuesday, November 21, 1995

726150

CCD camera for epiflorescence microscope

Barbara Lockhart Purchasing Director

Doc. No. 016965

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Architectural/Engineering Services

Notice is hereby given of the commencement of negotiations for limited master planning services for Kansas State University and the City of Manhattan, Kansas. The project will include preparation of a scope of work for the development of the concept and master plan for the joint development of a coordinated campus/city bicycle pathway. The master plan should include such items as: fire protection access, lighting, on-site and off-site vehicular parking, pedestrian and bicycle parking as well as tie-ins to existing and planned bikeway systems throughout the campus and city. Experience with community master planning, landscape architectural master planning, master planning for accessibility for the disabled and ISTEA (Intermodel Surface Transportation Enhancement Act) grant applications is required.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services,

625 Polk, Topeka, 66603, (913) 233-9367.

Any questions or expressions of interest should be submitted to Gary Grimes by 5 p.m. November 27.

Thaine Hoffman, AIA Director, Division of Architectural Services

Doc. No. 016982

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Register Office: Room 235-N, State Capitol (913) 296-3489

Legislature

Interim Committee Schedule

The following co	ommittee meetir	ngs have been s	cheduled during the period of No	vember 13 through 26:
		Time	Committee	Agenda
	514-S	10:00 a.m.	Joint Committee on Economic Development	Agenda not available.
November 13	531-N	10:00 a.m.	Joint Committee on Special Claims Against the State	Hearings on claims filed to date.
November 14 November 15	Canceled 514-S	9:00 a.m.	Health Care Reform Legislative Oversight Committee	14th: Canceled. 15th: Federal legislation relating to health and discussion and recommendations.
November 14 November 15	519-S 519-S	10:00 a.m. 9:00 a.m.	Joint Committee on Children and Families	Follow-up on previous topics and development of recommendations.
November 15	531-N	10:00 a.m.	Special Committee on Labor and Industry	Private employment agencies.
November 15	526-S	8:30 a.m.	Special Committee on Energy and Natural Resources	Agenda not available.
November 15 November 16	123-S 123-S	10:00 a.m. 9:00 a.m.	Special Committee on Judiciary	15th: Report of Koch Crime Commission Juvenile Task Force. Report of Kansas Youth Authority. 16th: Secretary of Corrections, Kansas Sentencing Commission,
		* 1		Office of Judicial Administration.
November 16	313-S	10:30 a.m.	Legislative Coordinating Council	Legislative matters.
November 17	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review rules and regulations proposed by KDHE, SRS, and Racing Commission. Review rules and regulations
er egil en minerie e				adopted by the EMS Board, Board of Mortuary Arts, SRS, Dept. of Wildlife and Parks, Dept. of Administration, Pooled Money Investment Board and Real Estate Commission.
November 16 November 17	519-S 519-S	10:00 a.m. 9:00 a.m.	Governor's Tax Equity Task Force	Committee discussion and possible action on all policy options.
November 19 November 20	Holiday Inn	6:30 p.m. 8:00 a.m.	Legislative Educational Planning Committee Conference	Conference open to interested public. Charge for Sunday evening banquet and Monday
November 21	514-S	9:00 a.m.	LEPC Meeting	lunch. 21st: Regular committee meeting. Instructions to staff for final report and bill drafts and other matters.
November 21 November 22	On Tour 123-S	9:00 a.m.	Joint Committee on State Building Construction	21st: On tour—Pittsburg State University. 22nd: Agenda not available.
Doc. No. 016972				Emil Lut Director of Legislativ Administrative Service

Kansas State University

Notice to Bidders

Sealed bids for items listed below will be received by Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 or FAX (913) 532-5632 for additional information.

Monday, November 20, 1995 #60051

Instrumentation boards

William H. Sesler Director of Purchasing

Doc. No. 016964

State of Kansas.

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas county will be received by the Office of Construction and Maintenance, KDOT, Topeka, or at the Ramada Inn Airport in Wichita, until 2 p.m. November 15, and then publicly opened:

District One-Northeast

Wyandotte—169-105 K-5227-01—U.S. 169, bridge 73 over the Union Pacific Railroad and Local Street, bridge painting. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the project may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

E. Dean Carlson Secretary of Transportation

Doc. No. 016983

State of Kansas

Criminal Justice Coordinating Council

Notice of Meeting

The Kansas Criminal Justice Coordinating Council will meet from 10 a.m. to noon Tuesday, November 14, in the Court of Appeals Courtroom, second floor, Kansas Judicial Center, 301 W. 10th, Topeka.

> Barbara S. Tombs Executive Director

Doc. No. 016966

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117(b), records of the Division of Accounts and Reports show the unobligated balances are \$6,288,292.48 in the underground petroleum storage tank release trust fund and \$6,857,508.48 in the aboveground petroleum storage tank release trust fund at October 31, 1995.

Sheila Frahm Secretary of Administration

Doc. No. 016969

State of Kansas

Attorney General

Opinion No. 95-101

Courts—District Courts—District Judges; Power and Authority; Contingency Fee Contract to Collect Court Costs, Fines, Restitution and Attorney Fees. Terry Bullock, Administrative Judge, Third Judicial District, Topeka, October 11, 1995.

A district court does not have the inherent power to contract with a collection agency to collect unpaid court costs, fines, attorney fees and restitution. Cited herein: K.S.A. 1994 Supp. 19-101e; 20-350; 20-3129, as amended by L. 1995, ch. 163, sec. 5; 21-4603d, as amended by L. 1995, ch. 257, § 1; K.S.A. 22-2724; 22-3801; 23-494; 23-495; 23-496; K.S.A. 1994 Supp. 28-172a; K.S.A. 28-176. MF

Opinion No. 95-102

Insurance—General Provisions—Examination of Individual Applicants for Agents' Licenses; Fee; Classes of Insurance; Issuance of License, When; Record of Licenses Issued and Companies Agents Certified to Represent. Senator Marian Reynolds, 38th District, Dodge City, October 12, 1995.

The six-month waiting period imposed by K.S.A. 40-241 before an insurance agent license applicant may take a licensure examination after four prior failed attempts applies regardless how much time has passed since the initial three attempts took place. Cited herein: K.S.A. 40-241. GE

Opinion No. 95-103

Cities and Municipalities—Buildings, Structures and Grounds; Development and Redevelopment of Areas in and Around Cities—Redevelopment of Central Business District Areas; Relocation Assistance Plan. Representative Cliff Franklin, 23rd District, Merriam, October 17, 1995.

A city may not initiate a redevelopment project until a relocation assistance plan is approved by the governing body. Issues concerning the sufficiency of the relocation assistance plan may be the subject of litigation between a displaced person and the city. The redevelopment statutes place the burden of relocation assistance on the city. Cited herein: K.S.A. 12-1772; 12-1773; 12-1777. MF

999-1-12 Opinion No. 95-104 (6)

State Boards, Commissions and Authorities—Kansas Guardianship Program—Status of Program as a Non-profit Corporation. Senator Barbara Lawrence, 30th District, Wichita, October 17, 1995.

The Kansas Guardianship Program is a nonprofit corporation and, therefore, must comply with the Kansas corporation code. Cited herein: K.S.A. 1994 Supp. 17-6002; 17-7502; 17-7504; L. 1995, ch. 189; 26 U.S.C. § 501. MF

Opinion No. 95-105

Public Health—Regulation of Nursing—Advanced Registered Nurse Practitioner; Categories, Education, Training, Qualifications and Expanded Role; Nurse Anesthetists; Requirement to Obtain Certificate of Qualification.

Public Health—Regulation of Nursing; Registered Nurse Anesthetists—Requirement to be Authorized. Representative Melvin J. Neufeld, 115th District, Ingalls, October 23, 1995.

Under the registered nurse anesthetist statutes, the advanced registered nurse practitioner statutes and the advanced registered nurse practitioner regulations, a professional nurse who wishes to practice nurse anesthesia is required to be authorized as a registered nurse anesthetist and to be certified as an advanced registered nurse practitioner in the nurse anesthetist category. Cited herein: K.S.A. 65-1114; 65-1130; 65-1158; K.S.A. 1994 Supp. 65-1162; K.A.R. 60-11-102; 60-11-106. CN

Opinion No. 95-106

Public Health—Regulation of Dentists and Dental Hygienists—linproper Use of Certain Names by Dentists; Exceptions; Suspension or Revocation of License. Dr. Estel Landreth, President, Kansas Dental Board, Topeka, October 23, 1995.

Dentists are prohibited from practicing dentistry under any name other than their own, with several exceptions. Under the corporate name exception, dentists may practice dentistry under a corporate name if they associate with one or more dentists in a professional corporation pursuant to the professional corporation law. The requirements of this exception are met when more than one dentist practices dentistry in the corporation. Cited herein: K.S.A. 65-1435; K.S.A. 1994 Supp. 77-415, as amended by L. 1995, ch. 171, § 1. GE

Opinion No. 95-107

Domestic Violence—Federal Violence Against Women Act—Full Faith and Credit Given to Foreign Protection Orders. Robert J. Watson, Overland Park City Attorney, Overland Park, October 23, 1995.

The federal violence against women act (VAWA) requires that a valid protection order issued by a court of another state or an Indian tribe be accorded full faith and credit by a Kansas court and enforced as if it were a Kansas protection order, provided the due process requirements of 18 U.S.C. § 2265(b) are satisfied. In some instances, full faith and credit may not be granted to foreign mutual protection orders. There is no requirement that the foreign protection order be filed pursuant to the uniform enforcement of foreign judgments act. A Kansas law enforcement officer is not in a position to determine whether the due process requirements were satisfied or whether a mutual protection order is entitled to full faith and credit; this is a decision for a court. Finally, both United States courts and Kansas courts may entertain violations of foreign protection orders. Cited herein: K.S.A. 1994 Supp. 21-3721; 22-2307; 22-2308; K.S.A. 60-3002; 60-3003; 60-3107; 60-3110; 18 U.S.C. §§ 2262, 2265, 108 Stat. 1902. MF

Opinion No. 95-108

State Departments; Public Officers and Employees—Department on Aging; General Provisions—State Long-Term Care Ombudsman; Authority to Designate Representatives of the Office of State Long-Term Care Ombudsman. Thelma Hunter Gordon, Secretary, Department on Aging, Topeka, November 1, 1995.

The state long-term care ombudsman has the statutory authority and discretion, within certain limitations, to designate individuals to represent the office of the state long-term care ombudsman on a volunteer basis. To qualify for designation as a representative of the office, the individual must meet the training requirements set forth in K.S.A. 1995 Supp. 5-5918(f) and 75-5918a. The state long-term care ombudsman may not designate an individual who is subject to a conflict of interest, as defined by K.S.A. 1994 Supp. 75-5916(h). While the state long-term care ombudsman may designate an employee of an area agency on aging that provides ombudsman services, the area agency employee must otherwise qualify for designation as a representative. The provisions of the Kansas long-term care ombudsman act do not restrict eligibility for designation as a representative of the office of state long-term care ombudsman to a greater extent than permitted by 42 U.S.C. §§ 3058d and 3058g(a)(5)(C). Cited herein: K.S.A. 1994 Supp. 75-5903; K.S.A. 75-5908; K.S.A. 1994 Supp. 75-5916, 75-5917, 75-5917a, 75-5918, 75-5918a, 75-5922c; 42 U.S.C. §§ 3002, 3025, 3027, 3058d, 3058f, 3058g. LEG

> Carla Stovall Attorney General

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of October 1995 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

A. J. Soerries, Real Estate, Inc., Wichita, KS. Aarecorp Bonding L.P., Olathe, KS Advanced Systems of Wichita, Inc., Wichita, KS. Alaska Woods, Inc., Shawnee, KS. Allied Environmental Services, Inc., Overland Park, KS. Allway Transportation Co., Shawnee Mission, KS. American Cutting Tools, Inc., Mission, KS. American Lifting Systems, Inc., Kansas City, KS. Artyn, Inc., Glendale, AZ. B.C.S. Enterprises, Inc., Garden City, KS. Ballinger's, Inc., Augusta, KS. Bayer Stone, Inc., St. Marys, KS. Breckenridge Schools, Inc., Hutchinson, KS. Cactus Cafe, Inc., Wichita, KS. Candy Depot of Washington, Inc., Overland Park, KS. Childer's Construction, Inc., Berryton, KS. Clemensen Company, Incorporated, Wichita, KS. College Hill Coffee, Inc., Wichita, KS. Commercial Foundations Incorporated, Kansas City, KS. Craft of California Inc., Wichita, KS. Cramer & Crumley Designers, Inc., Kansas City, MO. DM Holdings, Inc., Benedict, KS. Doll Investment Company, Liberal, KS. Don's Leather Cleaning of Kansas, Inc., Wichita, KS. Dyco, Incorporated, Pittsburg, KS. Enerald City and Yellow Brick Road Productions, Inc., Kansas City, KS. Energy-Light Battery Company, Inc., Olathe, KS. Engineered Reduction Systems, Inc., Pittsburg, KS. Enviro Rail, Inc., Overland Park, KS. Falgor Oil, Inc., Hepler, KS. Farrell Foods, Inc., Prairie Village, KS. Foam Insulation Contractors, Inc., Kansas City, KS. Frank Donovan, D.P.M., P.A., Atchison, KS. Funk's Sales and Service, Inc., Ottawa, KS. Gamma Delta, Inc., Dodge City, KS. Gastroenterology and Hepatology Consultants, P.A., North Kansas City, MO. Gene Hensley-Company, Inc., Wichita, KS. Gerald Roulet Organization, Inc., Wichita, KS. Golden Wholesale Hardware, Inc., Colby, KS. Great Plains Electrical Contractors, Inc., Wichita, KS. Great Plains Polo Association, Liberal, KS. Green Carriage Investment Corp., Overland Park, KS. Henmar, Inc., Kansas City, MO. Herington Area Chamber of Commerce, Herington, KS. Hoffman International, Inc., Overland Park, KS.

Holland Farm, Inc., Leavenworth, KS. Hope Mennonite Church, Wichita, KS. Hutch Putt, Inc., Hutchinson, KS. Innovative Air, Inc., Ellis, KS. International Equipment, Inc., Wichita, KS. Investors Equity Capital Corporation, Yates Center, KS. J.M.R. Medical Services, Inc., Marysville, KS J.S.M., Inc., Wichita, KS J.V.A.C. Management Co., Wichita, KS. Jane Phillips Caney Community Clinic, Inc., Caney, KS. John D. Hickok Foundation, Shawnee Mission, KS. Kan-Trail, Inc., Kingman, KS. Kennedy and Coe, LLC, Salina, KS. Korean Presbyterian Church of Ogden, Inc., Ogden, KS. L & L Farms, Inc., Grinnell, KS. L-F Family Care, Inc., Kansas City, MO. Lindsborg United Fund, Inc., Lindsborg, KS. Livingston Laser Graphics, Inc., Girard, KS. Louis Marek Music, Inc., Leavenworth, KS. Mane Street Xpressions, Inc., Hutchinson, KS. MCB, Inc., Overland Park, KS. Mega Construction, Inc., Kansas City, MO. Midway USA Service, Inc., Lawrence, KS. Midwest Discount Brokers of Kansas, Inc., Yates Center, KS. Midwest Marketing Consultants, Inc., Lenexa, KS. Milburn Pharmacy, Inc., Wichita, KS. Moran Oil, Inc., Garnett, KS. Munson Chiropractic, P.A., Dodge City, KS. National Oil and Gas Corp., Hutchinson, KS National Oil Company of Wichita, Denver, CO. New Age Fellowship Foundation, Wichita, KS. Norton Broadcasting, Inc., Clay Center, KS. On-Target Outdoor Advertising, Inc., Overland Park, KS. Paola . . . Heartland USA, Inc., Paola, KS. Plaza News, Inc., Kansas City, MO. Prairie Quilts, Inc., Derby, KS. Pro Printers, Inc., Norton, KS. Professional Insurance Agents of Kansas, Inc. Topeka, KS. Quality Heating and Cooling, Inc., Wichita, KS. Rantoul Energy Corp., Rantoul, KS. Rite Way Laundry and Dry Cleaners, Inc. Concordia, KS. RJ Miller Associates, Inc., Wichita, KS. Ron's Tire Service of Hoxie, Inc., Oberlin, KS. Sampson Insurance Agency, Inc., Stanley, KS. Sew Easy Sewing Center, Inc., Lenexa, KS. SH&B Corp #1, Lawrence, KS. Sparrowhawk Land Co., Inc., Scandia, KS. Steinle Drugs, Inc., Eudora, KS. Steve Holke Company, Ellsworth, KS. Sunflower Environmental, Inc., Solomon, KS. Sunflower Oilfield Supply Company, Colorado Springs, CO. Super 7 Maxi Marts Inc., Olathe, KS. Tele-Craft Video Productions, Inc., Shawnee, KS. The Franchise Connection, Inc., Overland Park, KS. The Office Club, Inc., Kansas City, KS. The Osborne Company, Branson, MO. The Real Church of God Inc., Kansas City, KS.

Tractor 6659, Inc., Kansas City, KS. Tractor 8590, Inc., Topeka, KS. Tri-County League Inc., Silver Lake, KS. Twin Rivers, Inc., Neodesha, KS. Universal Investment Corporation, Overland Park, KS. Unique Auto Trim, Inc., Wichita, KS. Urban-Rural Family Medicine Associates, P.A., Wathena, KS. Urethane and Plastic Manufacturing Co., Inc., Derby, KS. Utility Management, Inc., Manhattan, KS. V.G. Investments, Inc., Wichita, KS. Walnut Hill Nursing Center, Inc., Winfield, KS. Walts Bar & Grill, Inc., Wichita, KS. Whitton Construction Company, Inc., Wichita, KS. Wichita Waterproofing, Inc., Wichita, KS. Willow Bend at The Village Home Owners' Association, Inc., Gladstone, MO.

Foreign Corporations

A.B. Dick Acceptance Corporation, Niles, IL. Advanced Geotechnical & Environmental Services, Inc., Kansas City, MO. AFI Mortgage Corp., Shawnee, KS. American Appraisal Associates, Inc., Milwaukee, WI. Apple Computer, Inc., Cupertino, CA. Associated Medical Equipment, Inc., Kansas City, MO. ATS Omega, Inc., Bothell, WA. Beazer East, Inc., Dallas, TX. Bishop Saxony Corporation, San Diego, CA. BNY Hamilton Distributors, Inc., New York, NY. CAE-Link Corporation, Binghamtonn, NY. Cancer Treatment Research Foundation, Inc., Arlington Heights, IL. CDI Contractors, Inc., Little Rock, AR. Condere Corporation, Hamden, CT. Daishinku (America) Corporation, Fountain Valley, CA. DAT Constructors, Inc., Santa Barbara, CA. Data Systems International, Inc., Overland Park, KS. Diamed Corporation, Longwood, FL. Drywall Contractors, Inc., Little Rock, AR. Ellinwood Heights Apartments, L.P., Springfield, MO. Emerson Electric Co., St. Louis, MO. Environmental Recovery, Inc., Broken Arrow, OK. Fagadau Energy Corporation, Dallas, TX. Fred S. Carver, Inc., Wabash, IN. Freedom System Integrators Inc., Wichita, KS. Fulsom Construction Company, Inc., Shidler, OK. Genco I, Inc., Wilmington, DE. Genesis, Ltd., An Iowa Corporation, Des Moines, IA. George C. Brandt, Inc., St. Paul, MN. Glen Rogers Construction Inc., Independence, MO. H. J. Sieben Construction Company, Leawood, KS. Haggar Clothing Co., Dallas, TX. Harold M. Pitman Company, Totowa, NJ. Howard L. Miller Wathena Apartments, L.P., Springfield, MO. Interleaf, Inc., Waltham, MA. ITEK Graphix Corp., Chicago, IL. Joseph M. Crowe & Co., Kansas City, MO. Kansas City Salvage Pool, Incorporated,

Kansas City, KS.

Knox Construction Inc., Grand Island, NE. Konski Engineers, P.C., Syracuse, NY. Lapin, Ellis & Associates, Inc., St. Louis, MO. Linbeck Construction Corporation, Houston, TX. Long Term Care Physicians, Inc., Kansas City, MO. MacMillan College Publishing Company, Inc., New York, NY. Manzo & Son Construction Co., Inc., Kansas City, MO. Medical Marketing Inc., Kansas City, MO. Mid-America Cardiology Associates, P.C., Kansas City, MO. Mitsubishi Acceptance Corporation, Irvine, CA Mo-Kan Carpet, Inc., Kansas City, MO. Motels of America Inc., A Delaware Corporation, Des Plaines, IL. Nelson Refrigeration Inc., Omaha, NE. Nova Biomedical Corporation, Waltham, MA. Nurses Incorporated, Houston, TX. Office Systems, Inc., St. Petersburg, FL. Old Victoria Mortgage Co., Dallas, TX. One to One Communications, Incorporated, Mobile, AL. Osawatomie Seniors Apartment, L.P., Springfield, MO. Oxford Exploration Company, Denver, CO. Parking Systems, Inc., Kansas City, MO. PBS Building Systems, Inc., Anaheim, CA. Peabody Tectank, Inc., Lebanon, NJ. Pept Investment Corporation, Chicago, IL. Pioneer Electronics (USA) Inc., Long Beach, CA. Porta-Pattern, Incorporated, Olathe, KS. Premier Portrait International, Inc., Las Vegas, NV. R. A. Pohl Construction Company, Inc., Parkville, MO. Recovery Systems, Inc., Hutchinson, KS. Red River Électric, Inc., Moorhead, MN. Remco America, Inc., Houston, TX. Roers' Construction, Inc., Fargo, ND. Roma Franchise Corporation, Dallas, TX. Ryan Construction Company of Minnesota, Inc., Minneapolis, MN. S.E.T. Schadt Elektrotechnik GMBH, New York, NY. Safety and Health Council of Western Missouri and Kansas, Kansas City, MO. Scantron Corporation, Atlanta, GA. Scully & Association, Inc., Derby, KS. Service Fracturing Company, Pampa, TX. Siemens Nixdorf Printing Systems L.P., Boca Raton, FL. Sol's Glass Company, Inc., Kansas City, MO. St. Joseph Electronic Business Equipment, Inc., St. Petersburg, FL. Taylor-Link Operating Company, Norman, OK. The Cleaning Depot Inc., Maryland Heights, MO. The 231 Broker-Dealer Services, Inc., New York, NY. Turning Point International, Inc., Columbia, MO. UD Truck Leasing Corp., Irving, TX. Vista Broker-Dealer Services, Inc., New York, NY. Welchem, Inc., Chicago, IL.

Ron Thornburgh Secretary of State

Doc. No. 016970

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State of Kansas

Kansas Inc.

Notice of Meeting

The Kansas Inc. Board of Directors will meet at 10 a.m. Thursday, November 16, at Kansas Inc., 632 S.W. Van Buren, Suite 100, Topeka. The meeting is open to the public.

Charles R. Warren President

Doc. No. 016968

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. The following appointments, which are effective immediately unless otherwise specified, were filed October 23-November 3:

Kansas Court of Appeals

Christel Marquardt, 8572 Hauser Court, Shawnee Mission, 66205. Succeeds Mary Beck Briscoe.

Grant County Treasurer

Rita Gee, 911 N. Wichita Drive, Ulysses, 67880. Term expires when a successor is elected and qualifies according to law. Succeeds Joseph Riddiough.

Athletic Trainers Council

(Created pursuant to 1995 Session Laws of Kansas, Chapter 146)

John Baxter, 809 Dove Run, Emporia, 66801. Term expires June 30, 1998.

Brian Razak, 2317 Donald Drive, Hays, 67601. Term expires June 30, 1997.

Jim Sperry, 402 N. 2nd, Atchison, 66002. Term expires June 30, 1996.

Military Advisory Board

General Robert Arter, Army National Bank, P.O. Box 3400, Fort Leavenworth, 66021. Serves at the pleasure of the Governor. Succeeds Ray Zeferjahn.

Joe de la Torre, 2920 S.W. Foxcroft, Topeka, 66614. Serves at the pleasure of the Governor. Succeeds David Taylor.

Francine Hines, 5623 S.W. Hawick Lane, Topeka, 66614. Serves at the pleasure of the Governor. Reappointed.

Northwest Kansas Regional Library System

Millie Baalman, Route 1, Box 53, Grinnell, 67738. Term expires June 30, 1997. Succeeds Judy Caldwell.

Nancy Saddler, 8 Cottonwood Drive, Colby, 67701. Term expires June 30, 1997. Succeeds Marlene Lemon.

Myrna Schlegel, Route 1, Box 27, Ogallah, 67656. Term expires June 30, 1999. Succeeds Doris Louftin.

Ron Thornburgh Secretary of State State of Kansas

Social and Rehabilitation Services

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Thursday, January 25, in the SRS board room, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of proposed changes in existing rules and regulations on a permanent basis effective March 1, 1996. Teleconference will not be available.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to Hope Burns, Social and Rehabilitation Services, Room 603-N, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Copies of the regulations and the economic impact statements may be obtained by contacting Hope Burns,

Office of the Secretary, (913) 296-3271.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Hope Burns or the Kansas Relay Center, 1-800-766-3777.

The adoption of the March 1, 1996, permanent regulations will take place at 9 a.m. Wednesday, January 31, in the SRS executive conference room, 603-N, Docking State Office Building. Teleconference will not be available.

A summary of the proposed regulations and their ec-

onomic impact follows:

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-58. Definitions. This regulation is being amended to correct the timely filing limitation. The timely filing was inadvertently changed to six months in a previous publication. It is being corrected to 12 months.

Economic Impact: There will be no fiscal impact from this change.

30-5-64. Prior authorization or precertification. This regulation is being amended to add names of specific drugs that currently require prior authorization. This change is being made at the request of the legislative Rules and Regulations Committee.

Economic Impact: There will be no fiscal impact from

this change.

Rochelle Chronister Secretary of Social and Rehabilitation Services

Doc. No. 016963

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Statewide Independent Living Council

Notice of Meeting

The Statewide Independent Living Council of Kansas Inc. will meet at 8 p.m. Thursday, November 16, at the Tall Oaks Retreat Center in Linwood. For further information, contact Shannon Jones at (913) 234-6990 (Voice/TDD).

Shannon Jones Executive Director

Doc. No. 016962

State of Kansas

Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 20, 1995

31449

Fort Hays State University—Charter/rental bus services

31450

Statewide—Canned goods

31456

Statewide—Dairy products

31457

Kansas Correctional Facilities-Vinyl laminated fabric

31460

Department of Administration, Division of Facilities Management—Insulating glass windows

31461

Winfield State Hospital—Janitorial supplies

02888

Wichita State University—LP forklift

02896

University of Kansas—Telecommunications cable

Tuesday, November 21, 1995

02878

Kansas State University—Plain paper copiers

Wednesday, November 22, 1995

02880

Department of Transportation—Printing plate maker

02897

University of Kansas—Telecommunications equipment

02898

Kansas State University—Unix color workstation

02902

Kansas State University—Lab-balances, furnace, digestion system and oven

02903

Wichita State University—Off-road utility vehicle

02904

University of Kansas—Mailing equipment and software

02905

Department of Social and Rehabilitation Services— Envelopes

02910

University of Kansas Medical Center-Surgical laser

Tuesday, November 28, 1995

31462

Department of Commerce and Housing—Mailing service

Thursday, November 30, 1995

A-7701

Larned State Hospital—Raze Pinel and Rush Buildings

A-7800

Fort Hays State University—Perimeter drainage system, Picken Hall

Wednesday, December 6, 1995 31459

Kansas State University-Salina—Aircraft insurance

Request for Proposals

Friday, November 17, 1995

31458

Support and maintenance services for microcomputers and peripheral equipment for the Department of Administration, Division of Information Systems and Communications

Monday, November 20, 1995

31453

Proposal to obtain additional federal funding for social and rehabilitation services for the Department of Social and Rehabilitation Services

Thursday, November 30, 1995

31423

Temporary clerical support services for the Department of Administration, Division of Personnel Services

02895

High speed photocopier for the Department of Administration, Division of Printing

Tuesday, December 19, 1995

31454

Actuarial services for the Department of Social and Rehabilitation Services

John T. Houlihan Director of Purchases

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1994 Supp. 75-4210, as amended. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and 75-4209(a)(1)(B), as amended.

Effective 11-13-95 through 11-19-95

Term	Rate
0-90 days	5.74%
3 months	5.50%
6 months	5.48%
9 months	5.50%
12 months	5.52%
18 months	5.51%
24 months	5.49%
36 months	5.57%
48 months	5.67%
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Sally Thompson State Treasurer

Doc. No. 016971

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Conoco, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install and operate a storage tank and product loading bay. Emissions of volatile organic compounds were evaluated during the permit review process.

Conoco, Inc., Ponca City, Oklahoma, owns and operates the stationary source located at 8001 Oak Knoll, Wichita, at which the storage tank and loading bay are to be constructed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Mindy Bowman, (913) 296-3414, at the KDHE central office, or Fred Spencer, (316) 268-8448, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Mindy Bowman, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business December 11 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business December 11 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 016977

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Mach Petroleum, Inc. (MPI) has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a gas compressor at NW1/4, NW1/4, S16, R9W, T25S in Reno County. Emissions of NOx, CO and VOCs were evaluated during the permit review process.

Mach Petroleum, Inc. (MPI), Tulsa, Oklahoma, owns and operates the stationary source located at NW¹/₄, NW¹/₄, S16, R9W, T25S in Reno County, at which the gas

compressor is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Cheryl Eyans, (913) 296-6438, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business December 11 in order to be considered in formulat-

ing a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business December 11 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 4:30 p.m. Tuesday, November 14, in the Court of Appeals Courtroom, second floor, Kansas Judicial Center, 301 W. 10th, Topeka.

Barbara S. Tombs Executive Director

Doc. No. 016967

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Mach Petroleum, Inc. (MPI) has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a gas compressor at NE½, SE¼, S16, R9W, T25S in Reno County. Emissions of NOx, CO and VOCs were evaluated during the permit review process.

Mach Petroleum, Inc. (MPI), Tulsa, Oklahoma, owns and operates the stationary source located at NE¹/₄, SE¹/₄, S16, R9W, T25S in Reno County, at which the gas com-

pressor is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business December 11 in order to be considered in formulat-

ing a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business December 11 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 016981

State of Kansas

Kansas Guardianship Program

Notice of Meeting

The Kansas Guardianship Program will conduct its governing board meeting from 1:30 to 3:30 p.m. Thursday, November 16, in Room 220-S, State Capitol, 300 S.W. 10th, Topeka. For more information, call (913) 587-8555.

Jean Krahn Executive Director

Doc. No. 016961

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-95-187/197

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Name and Address of Applicant	Legal Description	Receiving Water	
William Stich Route 4, Box 111 Chanute, KS 66720	SE/4, Sec. 19, T28S, R19E, Neosho County	Neosho River Basin	

Kansas Permit No. A-NENO-M001

This is an existing facility for 150 head (210 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 17,262 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Dean Goetz	NW/4, Sec. 19,	Solomon River
Route 1, Box 77	T8S, R22W	Basin
Hill City, KS 67642	Graham County	

Kansas Permit No. A-SOGH-S004

This is an existing facility for 1,612 head (405 animal units) of swine.

(continued)

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 4.25 acre-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule:

- 1. A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.
- This permit will not become effective until permeability test results are submitted and approval is received showing the structure is properly sealed to meet the maximum ¼ inch per day seepage requirement.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Gerald L. Karr	NE/4, Sec. 11,	Neosho River
c/o Kenoma Farms	T18S, R11E,	Basin
Route 2, Box 101	Lyon County	

Kansas Permit No. A-NELY-S005

This is an existing facility for 600 head (240 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 16,680 cubic-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
David Kramer, dba		Neosho River
Kramer Brothers	T24S, R17E,	Basin
Route 1, Box 11A	Allen County	
Iola KS 66740		2 f 1

Kansas Permit No. A-NEAL-S008

This is an existing facility for 800 head (320 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 14,018 cubic-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Receiving Description Water
Lone Pine Acres c/o Lloyd Wulfkuhle	NE/4, Sec. 35, Kansas River T12S, R17E, Basin
1557 E. 100 Lecompton, KS 66050	Douglas County

Kansas Permit No. A-KSDG-S010

This is an existing facility for 2100 head (840 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 2.54 acre-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Kenneth Herbster	SE/4, Sec. 2,	Missouri River
Route 1, Box 52	T1S, R15E,	Basin
Morrill, KS 66515	Brown County	1 3 4 4 4 4 4

Kansas Permit No. A-MOBR-S019

This is an existing expansion facility for 750 head (300 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 69,000 cubic-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

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Name and Address	Legal	Receiving
of Applicant	Description	Water
Handke Farms	NW/4, Sec. 33,	Kansas River
c/o Terry Handke	T5S, R17E,	Basin
16725 U.S. 159	Atchison County	. Children
Muscotch KS 66058		·

Kansas Permit No. A-KSAT-C001

Federal Permit No. KS-0087351

This is an existing facility for 4,000 head (3,500 animal units or 4,000 federal animal units) of beef cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 16.04 acre-feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 450 gallons per minute and dispersing the wastewater over 90 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department

Name and Address of Applicant	Legal Description	Receiving Water
Mike Blaes	NE/4, Sec. 18,	Verdigris River
Route 2, Box 153A	T32S, R17E,	Basin
Cherryvale, KS 67335	Montgomery	The state of the state of
•	County	3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1

Kansas Permit No. A-VEMG-S031

This is an existing facility for 360 head (144 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 1,960 cubic-feet, which does not meet KDHE minimum requirements; however, the operator has demonstrated that the facility can be operated with good management without causing pollution of the environment.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

This permit is issued even though the storage capacity of the concrete manure pit is less than required. The applicant has demonstrated over the past years that through good management it can maintain the pit in a nonoverflowing status and avoid water pollution problems. If water pollution problems should develop, additional storage capacity will be immediately required. If a transfer of ownership of this facility should occur the controls will be reviewed and brought into compliance with state regulations in force at that time.

Name and Address of Applicant	Legal Description	Receiving Water
Dale Sharp	SW/4, Sec. 24,	Verdigris River
Route 1, Box 7	T27S, R15E,	Basin
Benedict, KS 66714	Wilson County	•

Kansas Permit No. A-VEWL-S020

This is an existing facility for 700 head (280 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 12,220 cubic-feet, which meets KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

This permit is issued even though the storage capacity of the concrete manure pit is less than required. The applicant has demonstrated over the past years that through good management it can maintain the pit in a nonoverflowing status and avoid water pollution problems. If water pollution problems should develop, additional storage capacity will be immediately required. If a transfer of ownership of this facility should occur, the controls will be reviewed and brought into compliance with state regulations in force at that time.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Stephen J. Kramer	NE/4, Sec. 14,	Missouri River
Route 3, Box 106B	T3S, R12E,	Basin
Seneca, KS 66538	Nemaha County	

Kansas Permit No. A-MONM-S049

This is a new facility for 146 head (58 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 6,120 cubic-feet, which meets KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Loren R. Johnson 11065 Hopkins Road Assaria, KS 67416-8843	NE/4, Sec. 29, T16S, R2W, Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-S004

This is a new facility for 400 head (160 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 34,130 cubic-feet, which meets KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Public Notice No. KS-ND-95-76/80

Name and Address of Applicant	Location	Type of Discharge
City of Burr Oak	SW/4, S14, T2S, R9W,	Nonoverflowing
City Hall P.O. Box 22 Burr Oak, KS 66936	Jewell County	ACC Space (Space)
Kansas Permit No. M-LR0	4-NO01	
City of Elgin City Clerk Elgin, KS 67361	NW/4, S5, T35S, R10E, Kay County, Oklahoma	Nonoverflowing
Kansas Permit No. M-VE	13-NO01	
City of Denison City Clerk Denison, KS 66419	NW/4, S3, T8S, R16E, Jackson County	Nonoverflowing
Kansas Permit No. M-KS1	1-NO01	* * * * * * * * * * * * * * * * * * *
Perry Yacht Club, Inc. Route 1 P.O. Box 569 Meriden, KS 66512	NE/4, S11 and NW/4, S12, T10S, R17E, Jefferson County	Nonoverflowing
Kansas Permit No. C-KS5	6-NO01	
U.S.D. 450	SE/4, S13,	Nonoverflowing

Kansas Permit No. M-KS72-NO01

3346 S.E. Tecumseh Road Tecumseh, KS 66542

Tecumseh South

Route 1

Facility Description: These are proposed permits for operation of existing nonoverflowing wastewater treatment lagoons treating domestic wastes. Disposal of the lagoon wastewater is by percolation and evaporation. The proposed permits contain schedules of compliance requiring the facilities to obtain the services of a KDHE-certified operator by December 31, 1996.

T12S. R16E.

Shawnee County

Written comments on the proposed determinations may be submitted to the permit clerk, or to Dorothy Geisler for agricultural permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before December 8 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-95-187/197, KS-ND-95-76/80) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

James J. O'Connell Secretary of Health and Environment

(Published in the Kansas Register, November 9, 1995.)

Summary Notice of Note Sale City of Manhattan, Kansas \$776,500 Temporary Notes

Series 1995-21 through 1995-26

(General obligation notes payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of note sale dated November 6, 1995, sealed bids will be received by the accounting/treasury officer of the City of Manhattan, Kansas (the issuer), on behalf of the governing body at City Hall, 1101 Poyntz, Manhattan, KS 66502-5460, until 2 p.m. C.S.T. on November 16, 1995, for the purchase of \$776,500 principal amount of Temporary Notes, Series 1995-21 through 1995-26. No bid of less than the entire par value of the notes, except a discount of not greater than 1.5 percent of the par value of the notes, and accrued interest thereon to the date of delivery will be considered.

Note Details

The notes will consist of bearer notes in denominations to be specified by the bidder, as specified in the notice of note sale. The notes will be dated December 1, 1995, and will become due September 15, 1996.

The notes will bear interest from the date thereof at rates to be determined when the notes are sold as hereinafter provided, which interest will be payable at maturity or earlier redemption.

Paying Agent

A financial institution located within the state of Kansas or Kansas City, Missouri, to be designated by the successful bidder (which shall *not* be the issuer).

Delivery

The issuer will pay for printing the notes and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before December 15, 1995, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1995 is \$185,381,395. The total general obligation indebtedness of the issuer as of the date of delivery of the notes, including the notes being sold, is \$31,817,200.

Approval of Notes

The notes will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the notes will be furnished and paid for by the issuer and delivered to the successful bidder as and when the notes are delivered.

Additional Information

Bidders desiring a copy of the notice of note sale, official bid form and preliminary official statement, or requesting additional information regarding the notes, should contact Laura Oakley, accounting/treasury officer, (913) 587-2465.

Dated November 6, 1995.

City of Manhattan, Kansas

Doc. No. 016974

(Published in the Kansas Register November 9, 1995.)

City of Garnett Notice to Contractors 2TE-OOOD-01 STP-TOOO (501)

Sealed proposals will be received in the city manager's office, City Hall, 131 W. 5th Ave., Garnett, 66032, until 3:30 p.m. December 1, to furnish all labor, equipment and materials and to perform all work necessary for the renovation of the Atchison, Topeka & Santa Fe Railroad Depot in Garnett. The project includes restoration of existing doors and windows, replacement of selected and missing doors, roofing, missing stone coping and brick, putty, broken glazing, missing metal depot sign, reseating existing stone coping, repair of existing downspouts, tuck-pointing and interior plaster, painting, refinishing and alteration to provide accessible men's and women's toilets.

Bidding will be closed at the time and place mentioned above. The proposals received will be publicly opened

and read aloud in the city manager's office.

A pre-bid conference will be held in the commission room at the Garnett City Hall at 1 p.m. November 17. Attendance is mandatory for all prime contractors wish-

ing to submit bids.

Bids shall be marked "Proposal for Atchison, Topeka & Santa Fe Railroad Depot, Garnett, Kansas" and shall identify the bidder. All bids shall be accompanied by a cashier's check or certified check made out to the City of Garnett, Kansas, in the amount of 5 percent of the total bid price, as bid security.

The bidder to whom a contract is awarded will be required to furnish a contract bond and a payment bond executed on the specified forms, included in the project manual, in the full amount of the contract sum. Construction shall commence upon receipt of an executed contract.

A Plans and Project Manual is on file and may be examined at the Garnett City Hall and at the offices of the architect, Bucher, Willis & Ratliff, Consulting Engineers, Planners and Architects, 7920 Ward Parkway, Kansas City, MO 64114.

A Plans and Project Manual may be obtained from the office of the City Manager, City of Garnett, Kansas, P.O. Box H, Garnett, 66032, upon a deposit of \$25 made payable to the City of Garnett, Kansas. The deposit will be refunded in full for the return of all documents in good condition returned within seven days after receipt of bids.

The city commissioners reserve the right to reject any and all bids and to waive any informalities therein. Any bid received may not be withdrawn for a period of 30 days.

City of Garnett, Kansas

Kansas Dental Board

Permanent Administrative Regulations

Article 5.—SEDATIVE AND GENERAL ANAESTHESIA

71-5-1. Definitions. As used in these regulations and for the purpose of administering Article 5, the terms in

this regulation shall be defined as follows.

(a) "Conscious sedation" means a minimally depressed level of consciousness in which the patient retains the ability to independently and continuously maintain an airway and respond appropriately to physical stimulation and verbal command.

(b) "Deep sedation" means a controlled state of depressed consciousness, accompanied by partial loss of protective reflexes, with occasional inability to respond purposefully to verbal command and maintain an ade-

quate airway.

(c) "General anaesthesia" means a controlled state of unconsciousness, accompanied by a partial or complete loss of protective reflexes, including inability to independently maintain an airway and respond purposefully to physical stimulation or verbal command.

(d) "Board" means the Kansas dental board. (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994

Supp. 65-144; effective Nov. 27, 1995.)

71-5-2. Level I and II permits; scope of treatment.
(a) Level I permit. Except as set out under subsection (b), any licensed dentist who has been issued a Level I permit may administer conscious sedation in a dental office setting in accordance with these regulations. No licensed dentist shall administer intravenous or parenteral inhalation sedation agents other than nitrous oxide without first obtaining a Level I permit issued by the board.

(b) Level I permit; restrictions. A licensed dentist holding a Level I permit shall not be authorized to use any of

the following agents:

(1) Ultra-short acting barbiturates, such as:

(A) thiopental; or

- (B) methohexitol;
- (2) ketamine; or

(3) propofol.

(4) A Level I permit holder shall not use any inhalation

anaesthetic agent other than nitrous oxide.

- (c) Level II permits. Any licensed dentist who has been issued a Level II permit may administer conscious sedation, deep sedation or general anaesthesia in accordance with these regulations. (Authorized by K.S.A. 1994 Supp. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995.)
- **71-5-3.** Level I permit requirements. (a) A Level I permit for administration of conscious sedation in a dental office shall be issued to each licensed dentist who:
- (1) meets the education or experience requirements in subsection (b);
- (2) meets the requirements regarding facilities set out in subsection (c); and

(3) has current certification in basic life support or its equivalent.

(b) Each licensed dentist applying for a Level I permit

shall provide evidence of:

(1) satisfactorily completing:

(A) a minimum of 60 hours of instruction in intravenous conscious sedation, including didactic and supportive courses, provided by a training program approved by the board; or

(B) an internship or residency program which includes supervised experience in intravenous conscious sedation equal to the 60 hours of instruction required in paragraph

(A); or

(2) having regularly engaged in the administration of conscious sedation in a competent manner for a period of three years immediately before the effective date of this regulation.

(c) Each licensed dentist applying for a Level I permit shall provide evidence satisfactory to the board that the dentist maintains a properly equipped facility which shall

include the following:

a blood pressure monitor and stethoscope;

(2) an oxygen delivery system with full face masks, including connectors capable of delivering oxygen under positive pressure; and

(3) emergency drugs and equipment.

(d) Each Level I permit shall be renewed annually on December 1, on a form prescribed by the board. The annual renewal fee shall be \$50.

- (e) Each licensed dentist applying for renewal of a Level I permit shall demonstrate that the dentist has maintained competence in administration of conscious sedation, by providing evidence of having performed a minimum of 10 Level I procedures during the year preceding renewal. (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995.)
- **71-5-4.** Level II permit requirements. (a) A Level II permit for administration of deep sedation and general anaesthesia shall be issued to each licensed dentist who:

(1) meets the education or experience requirements in

subsection (b);

(2) meets the requirements regarding facilities set out in subsection (c); and

(3) has current certification in basic life support or its equivalent.

(b) Each licensed dentist applying for a Level II permit shall provide evidence of:

(1) meeting the requirements for a Level I permit established under 71-1-3; and

(2)(A) satisfactorily completing:

(i) a course of study and residency program in anaesthesia approved by the board of healing arts;

(ii) an advanced oral and maxillofacial surgery pro-

gram approved by the board; or

(iii) a minimum of one year of advanced training in anaesthesiology with standards not less than those established in the "Guidelines for Teaching the Comprehensive Control of Pain and Anxiety in Dentistry," as published in 1992 and implemented in July, 1993 by the American dental association; or

(continued)

(B) having regularly engaged in the administration of deep sedation or general anaesthesia in a competent manner for a period of three years immediately before the effective date of this regulation.

(c) Each licensed dentist applying for a Level II permit shall provide evidence satisfactory to the board that the dentist maintains a properly equipped facility which shall

include the following:

(1) facilities specified in K.A.R. 71-5-3(c); and

- (2) appropriate equipment for intubation and IV in-
- (d) Each Level II permit shall be renewed annually on December 1, on a form prescribed by the board. The annual renewal fee shall be \$50.
- (e) Each licensed dentist applying for renewal of a Level II permit shall demonstrate that the dentist has maintained competence in administration of deep sedation and general anaesthesia, by providing evidence of having performed a minimum of 24 Level II procedures during the year preceding renewal. (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995.)
- 71-5-5. Level I and II permits; general requirements and procedures. (a) The dentist responsible for the sedation or anaesthesia procedure shall be physically present in the office with the patient at all times during the induction and maintenance of the procedure.
- (b) Each licensed dentist holding a Level I or Level II permit shall submit a written report to the board within 30 days of any of the following occurrences related to the use of conscious sedation, deep sedation or general anaesthesia:
 - (1) death:
- (2) any adverse occurrence which results in permanent organic brain dysfunction of the patient; or
- (3) physical injury causing hospitalization of the pa-
- tient within 24 hours of the procedure.
- (c) Except in extreme emergencies, the licensed dentist shall ensure that the following procedures are completed prior to treatment for each patient requiring sedation or general anaesthesia:

- (1) a preoperative evaluation by a licensed dentist regarding the choice of anaesthesia;
- (2) a written medical history signed and dated by the patient or a responsible person; and

(3) laboratory testing, as indicated.

(d) Immediately before induction of the anaesthesia or basedation, the dentist performing the procedure shall review the patient's medical history records to determine whether the patient has any allergies to medications and to identify medications currently used by the patient.

- (e) Each licensed dentist holding a Level I or Level II permit shall allow the board and its duly authorized agents or employees to inspect the dentist's office during business hours to ensure compliance with Article 5 of these regulations. An examination may be required as part of the inspection. Each office shall be inspected within one year following the issue of the permit and at least once during each five-year period thereafter. (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995.)
- 71-5-6. Level I and II permits; revocation, suspension or limitation. (a) Any Level I and II permit may be revoked, suspended or limited by the board upon establishing that a permit holder:

(1) is no longer in compliance with one or more of the

requirements of Article 5 of these regulations;

(2) has engaged in negligent or dangerous conduct; or (3) has been convicted of a crime which would affect the ability of the licensed dentist holding the permit to treat patients using conscious sedation, deep sedation or

general anaesthesia.

(b) Prior to revocation, suspension or limitation of Level I or Level II permit by the board, the licensed dentist holding the permit shall be provided notice and an opportunity for a hearing under the provisions of the administrative procedure act, K.S.A. 77-501 et seq., as amended. (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1449; effective Nov. 27, 1995.)

> Carol L. Macdonald Administrative Secretary

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